

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

BOCANEGRA SALOMON,

Petitioner,

v.

//

CIVIL ACTION NO. 1:10cv36
(Judge Keeley)

KUMA J. DEBOO,
C. WHITTINGTON,
D. F. GALLIGAN,
M. VELTRI, and
D. TAYLOR,

Respondents.

ORDER ADOPTING REPORT AND RECOMMENDATION (DKT. 6) AND DISMISSING
CASE WITHOUT PREJUDICE

Pending before the Court is the Report and Recommendation ("R&R") of United States Magistrate Judge John S. Kaull, in which he recommends that this case, filed pursuant to 28 U.S.C. § 2241, be dismissed without prejudice. The R&R also specifically warns the pro se petitioner, Bocanegra Salomon ("Salomon"), that failure to object to the magistrate judge's recommendations within fourteen days of receiving service constitutes a waiver of appellate rights on the issues presented.

Salomon received service of the R&R on March 19, 2010, and has not filed any objections to the R&R. The Court therefore **ADOPTS** the R&R (dkt. 6) in its entirety, **DENIES** the petition, and **DISMISSES** this case **WITHOUT PREJUDICE**.

It is so **ORDERED**.

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court directs the Clerk to transmit a copy of this order to counsel of record and to the pro se petitioner via certified mail, return receipt requested.

Dated: April 15, 2010.

/s/ Irene M. Keeley
IRENE M. KEELEY
UNITED STATES DISTRICT JUDGE